

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 17682A-003650US							
I hereby certify that this correspondence is being filed via EFS-Web with the United States Patent and Trademark Office on <u>May 15, 2009</u> Signature <u><i>Raminda Woodley</i></u> Typed or printed name <u>Dorinda Woodley</u>		In re Application of <u>DEMPCY et al.</u> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">Application Number <u>10/672,429</u></td> <td style="padding: 2px;">Filed <u>September 26, 2003</u></td> </tr> <tr> <td colspan="2" style="padding: 2px;">For <u>TM LEVELING METHODS</u></td> </tr> <tr> <td style="padding: 2px;">Art Unit <u>1631</u></td> <td style="padding: 2px;">Examiner <u>Ritesh Agrawal</u></td> </tr> </table>		Application Number <u>10/672,429</u>	Filed <u>September 26, 2003</u>	For <u>TM LEVELING METHODS</u>		Art Unit <u>1631</u>	Examiner <u>Ritesh Agrawal</u>
Application Number <u>10/672,429</u>	Filed <u>September 26, 2003</u>								
For <u>TM LEVELING METHODS</u>									
Art Unit <u>1631</u>	Examiner <u>Ritesh Agrawal</u>								

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 540

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 270

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

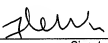
☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 20-1430.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

<input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>52,377</u> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____	 _____ Signature <u>Zhe Wu</u> _____ Typed or printed name _____ 925-472-5000 _____ Telephone number _____ May 15, 2009 _____ Date
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NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ *Total of _____ forms are submitted.